

1 THE HONORABLE EDWARD F. SHEA
2

3 Stewart A. Estes, WSBA #15535
4 Kimberly J. Waldbaum, WSBA #31529
5 Keating, Bucklin & McCormack, Inc., P.S.
6 800 Fifth Avenue, Suite 4141
7 Seattle, WA 98104
8 (206) 623-8861

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11
12 UNITED STATES DISTRICT COURT
13 EASTERN DISTRICT OF WASHINGTON
14 AT SPOKANE

15 KYLE STIFFARM,

16 Plaintiff

17 v.

18 CITY OF PULLMAN POLICE
19 DEPARTMENT and ANDREW
20 WILSON,

21 Defendants.

22 No. CV 04-0414-EFS

23 STIPULATED PROTECTIVE
24 ORDER REGARDING
DOCUMENTS TO BE
PRODUCED BY DEFENDANT
CITY OF PULLMAN

17
18 **STIPULATION**

19 COMES NOW Plaintiff, Kyle Stiffarm, and Defendants City of Pullman
20 and Andrew Wilson, by and through their undersigned counsel of record, and
21 stipulate as set forth below:

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24 STIPULATED PROTECTIVE ORDER RE
DOCS TO BE PRODUCED BY CITY -1
Cause No. CS-04-0214-FVS

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ATTORNEYS AT LAW
800 FIFTH AVENUE, SUITE 4141
SEATTLE, WASHINGTON 98104-3175
PHONE: (206) 623-8861
FAX: (206) 223-9423

1 Dated this 17th day of January, 2006.
2
3

4
5 SNYDER & MARTONICK LAW OFFICES
6
7

8
9 Steve Martonick, WSBA #32213
10 Attorneys for Plaintiff
11

12 KEATING, BUCKLIN & McCORMACK,
13 INC., P.S.
14

15 Kimberly J. Waldbaum
16

17 Stewart A. Estes, WSBA #15535
18 Kimberly J. Waldbaum, WSBA #31529
19 Attorneys for Defendants
20

21 **ORDER**
22

23 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that
24 certain documents produced by Defendants in Response to Plaintiff's Second
Interrogatories and Requests for Production, including use of force reports,
documents relating to sustained complaints of misconduct by Andrew Wilson,
and claims or reports made by Andrew Wilson relating to physical or
psychological injuries suffered by him in the performance of his duties as a
Pullman police officer, will be disclosed pursuant to the following provisions:

25 IT IS FURTHER ORDERED that the contents and/or existence of the
26 aforementioned documents and files and any part thereof or therein shall not
27 be disclosed in any manner or form to any person and/or entities other than the
28 STIPULATED PROTECTIVE ORDER RE
DOCS TO BE PRODUCED BY CITY -2
Cause No. CS-04-0214-FVS

1 Dated this _____ day of _____, 2006.

2 SNYDER & MARTONICK LAW OFFICES

3 
4

5 Steve Martonick, WSBA #32213
6 Attorneys for Plaintiff

7 KEATING, BUCKLIN & McCORMACK,
8 INC., P.S.

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10 Stewart A. Estes, WSBA #15535
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12 Attorneys for Defendants

13 ORDER

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19 psychological injuries suffered by him in the performance of his duties as a
20 Pullman police officer, will be disclosed pursuant to the following provisions:

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22 aforementioned documents and files and any part thereof or therein shall not
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STIPULATED PROTECTIVE ORDER RE
DOCS TO BE PRODUCED BY CITY -2
Cause No. CS-04-0214-FVS

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FAX: (206) 233-9425

1 parties, the parties' attorneys, experts retained by parties' attorneys, their
2 staffs, and other individuals as specifically herein provided.
3

4 IT IS FURTHER ORDERED that the parties shall be allowed to use the
5 aforementioned documents or information in depositions of Plaintiff,
6 Defendants, and the parties' expert witnesses, or in consulting with any expert
7 witness in this case, subject to the conditions of the Protective Order.

8 IT IS FURTHER ORDERED that counsel for the Plaintiff shall use all
9 documents and information produced or disclosed pursuant to this Protective
10 Order solely for purpose of preparation for a trial of this action. Under no
11 circumstances shall Plaintiff and his counsel and experts disclose information
12 or materials covered by this Order to anyone other than as provided in this
13 Order. Nothing in this Order shall prohibit or restrict the Defendants from
14 using these records in the normal course of their business.
15

16 IT IS FURTHER ORDERED that any expert receiving documents
17 subject to this Order shall be provided with a copy of this Order and shall be
18 required to keep said information confidential and shall assure that his or her
19 staff keeps said information confidential.
20

21 IT IS FURTHER ORDERED that at the conclusion of this litigation,
22 Plaintiff's counsel will retrieve and return to counsel for the Defendants all
23 copies of all records and other documents produced by the Defendants
24 STIPULATED PROTECTIVE ORDER RE
DOCS TO BE PRODUCED BY CITY - 3
Cause No. CS-04-0214-FVS

1 pursuant to this Order, including those provided to expert witnesses, no later
2 than thirty days from the date final order or judgment has been entered.
3

4 IT IS FURTHER ORDERED that all documents produced in discovery
5 pursuant to this Order shall be labeled "Confidential-Subject to Protective
6 Order."

7 IT IS FURTHER ORDERED that all documents produced pursuant to
8 this Order shall be submitted under seal, and designated "Confidential-Subject
9 to Protective Order."

10 IT IS FURTHER ORDERED that this Protective Order shall remain in
11 full force and effect until such time as this Court modifies its terms or releases
12 the parties from its provisions.

14 _____
15 _____
16 _____
17

18 DONE IN OPEN COURT this 30th day of January, 2006.

19 _____
20 s/ Edward F. Shea
Honorable Edward F. Shea
21 United States District Court Judge
22
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STIPULATED PROTECTIVE ORDER RE
DOCS TO BE PRODUCED BY CITY -4
Cause No. CS-04-0214-FVS

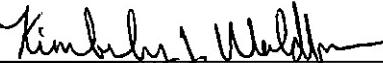
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1 Presented by:

2 KEATING, BUCKLIN & McCORMACK, INC., P.S.

4 
5 Stewart A. Estes, WSBA #15535

6 Kimberly J. Waldbaum, WSBA #31529

7 Attorneys for Defendants

8 Approved as to Form:

9 SNYDER & MARTONICK LAW OFFICES

10 Steve Martonick, WSBA #32213

11 Attorneys for Plaintiff

12 **CERTIFICATE OF SERVICE**

13 I hereby certify that on January 17, 2006, I electronically filed the
14 foregoing Stipulated Protective Order Regarding Documents to be Produced
15 by Defendant City of Pullman with the Clerk of the Court using the CM/ECF
16 system to the following participant: Steve Martonick.

17 s/Stewart A. Estes

18 Stewart A. Estes, WSBA #15535

19 Keating, Bucklin & McCormack, Inc., P.S.

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21 Seattle, WA 98104

22 (206) 623-8861 - phone

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24 sestes@kbmlawyers.com

STIPULATED PROTECTIVE ORDER RE
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6 Kimberly J. Waldbaum, WSBA #31529

7 Attorneys for Defendants

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11 Steve Martonick, WSBA #32213

12 Attorneys for Plaintiff

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